

Practitioner's Docket No. 117163.00137

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

	11 October 2003	
PCT/EP03/12532	(11.10.03)	13 November 2002 (13.11.02)
International Application No.	International Filing Date	Priority Date Claimed

THE USE OF ONE OR MORE ELEMENTS FROM THE GROUP CONTAINING YTTRIUM,  
NEODYMIUM AND ZIRCONIUM

Title of Invention

Harder, Claus; Heublein, Bernd

Applicant(s) for DO/US

Mail Stop PCT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450  
ATTENTION: DO/US

COMPLETION OF FILING REQUIREMENTS  
FOR INTERNATIONAL APPLICATION ENTERING NATIONAL  
STAGE IN U.S. DESIGNATED OFFICE (DO/US) UNDER 35 U.S.C. § 371

This replies to the Notice of Missing Requirements under 35 U.S.C. § 371 and 37 C.F.R. § 1.494 (FORM PCT/DO/EO/905).

A copy of FORM PCT/DO/EO/905 accompanies this response.

DECLARATION OR OATH

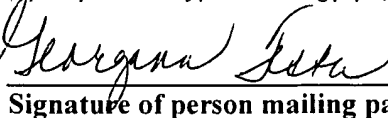
- I. No original declaration or oath was filed. Enclosed is a copy of the declaration or oath for this application.

CERTIFICATE OF MAILING (37 C.F.R. § 1.8(a))

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Georgann Testa  
(type or print name of person mailing paper)

Date: December 5, 2005

  
Signature of person mailing paper

**WARNING:** Certificate of mailing (first class) or facsimile transmission procedures of 37 C.F.R. 1.8 cannot be used to obtain a date of mailing or transmission for this correspondence.

Completion of Filing Requirements for International Application Entering National Stage in Designated Office  
(DO/US) under 35 U.S.C. § 371--page 1 of 3

**TRANSMITTAL OF ENGLISH TRANSLATION  
OF NON-ENGLISH LANGUAGE PAPERS**

- II. Submitted herewith, is a English translation of the non-English language international application papers as originally filed.

Also enclosed is a preliminary amendment. It is requested that the preliminary amendment be used for examination purposes and for determining fees for claims.

**FEES**

**III.**

1. Surcharge fees

Surcharge for filing the oath or declaration  
later than thirty months from the priority date  
pursuant to § 1.495(c): \$ 130.00

2. For filing an English translation of an  
international application later than thirty  
months after the priority date (§ 1.495(c)): \$ 130.00

3. For one claim in excess of twenty 50.00

4. Assignment (See "Assignment Cover Sheet") 40.00

12/15/2005 LLANDGRA 00000031 10535084

Total fees \$ 350.00

01 FC:1617 130.00 OP  
02 FC:1618 130.00 OP  
03 FC:1615 50.00 OP

**EXTENSION OF TIME**

- IV. The proceedings herein are for a patent application. The provisions of 37 C.F.R. section 1.1 36(a) apply.

Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

**TOTAL FEE DUE**

- V. The total fee due is:

Completion fee(s)	\$ 300.00
Extension fee (if any)	\$ 0.00
Fee for one claim in excess of 20	50.00
<b>TOTAL FEE DUE</b>	<b>\$ 350.00</b>


**PAYMENT OF FEES**

VI. Attached is a check in the amount of 350.00

Charge any additional fees required by this paper or credit any overpayment to Deposit Account No. 15-0450.

Date: 5 December 2005

Reg. No.: 42,451  
Tel. No.: 330-864-5550  
Customer No.: 021324



---

Signature of Practitioner  
John J. Cunniff  
Hahn Loeser & Parks LLP  
One GoJo Plaza  
Suite 300  
Akron, OH 44311-1076

OCT 10 2005



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/535,084	Claus Harder	117163.00137

INTERNATIONAL APPLICATION NO.
-------------------------------

PCT/EP03/12532

I.A. FILING DATE	PRIORITY DATE
------------------	---------------

10/11/2003

11/13/2002

21324  
 HAHN LOESER & PARKS, LLP  
 One GOJO Plaza  
 Suite 300  
 AKRON, OH 44311-1076

CONFIRMATION NO. 8537

371 FORMALITIES LETTER



\*OC000000017174743\*

Date Mailed: 10/05/2005

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 05/13/2005
- Copy of the International Search Report filed on 05/13/2005
- Information Disclosure Statements filed on 05/13/2005
- Request for Immediate Examination filed on 05/13/2005
- Copy of references cited in ISR filed on 05/13/2005
- U.S. Basic National Fees filed on 05/13/2005
- Priority Documents filed on 05/13/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Translation of the application into English. Note a processing fee will be required if submitted later than 30 months from the priority date.
- Processing fee for providing the translation of the application and/or the Annexes later than 30 months from the priority date (37 CFR 1.492(i)).
- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

## SUMMARY OF FEES DUE:

Total additional fees required for this application is \$260 for a Large Entity:

- \$130 Surcharge.
- \$130 for English translation surcharge required.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

MAMIE P PERSON

Telephone: (703) 308-9140 EXT 227

## PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/535,084	PCT/EP03/12532	117163.00137

FORM PCT/DO/EO/905 (371 Formalities Notice)